

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

KENNETH P. DE JESUS,

Plaintiff,

v.

CAROLYN W. COLVIN,

Defendant.

Case No. 2:13-cv-02113-APG-PAL

**ORDER ACCEPTING REPORT AND
RECOMMENDATION**

(ECF Nos. 19, 20, 27)

Magistrate Judge Leen issued a Report and Recommendation (ECF No. 27) recommending I deny plaintiff Kenneth De Jesus's motion to remand and grant defendant Carolyn Colvin's motion to affirm. De Jesus did not object to Judge Leen's Report and Recommendation. Thus, I am not obligated to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to "make a de novo determination of those portions of the report or specified proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

IT IS THEREFORE ORDERED that the Report and Recommendation (**ECF No. 27**) is **accepted**.

IT IS FURTHER ORDERED that plaintiff Kenneth De Jesus's motion to remand (**ECF No. 19**) is **DENIED** and defendant Carolyn W. Colvin's motion to affirm (**ECF No. 20**) is **GRANTED**. The clerk of court shall enter judgment in favor of defendant Carolyn W. Colvin and against plaintiff Kenneth De Jesus.

DATED this 28th day of September, 2016.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE